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DATE: September 13, 2007

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TO: Examiner Jerry L. Cumberledge, Group Art Unit 3733
COMPANY: U.S. Patent and Trademark Office

FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

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FAX NUMBER: (317) 636-1507

RE: Response to Final Office Action for U.S. Patent Application No. 10/804,900 to J. Kenneth Burkus et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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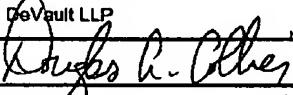
Total Number of Pages in This Submission

Application Number	10/804,900
Filing Date	March 19, 2004
First Named Inventor	J. Kenneth Burkus et al.
Art Unit	3733
Examiner Name	Jerry L. Cumberledge
Attorney Docket Number	MSDI-134/PC381.18

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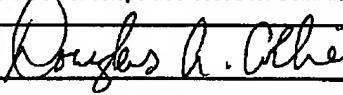
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg DeVault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	September 13, 2007	Reg. No.	43,556

CERTIFICATE OF TRANSMISSION/MAILING

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Signature	
Typed or printed name	Douglas A. Collier
Date	September 13, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
J. Kenneth Burkus et al.)	Jerry L. Cumberledge
)		
Application Serial No. 10/804,900)	Group Art Unit:
)		3733
Filed: March 19, 2004)	Attorney Ref. No.:
)		MSDI-134/PC361.18
METHODS AND INSTRUMENTATION FOR)	
VERTEBRAL INTERBODY FUSION)	
)		September 13, 2007

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents
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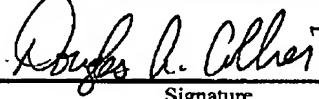
Sir:

In response to the Final Office Action dated July 17, 2007, please enter and consider the following remarks. No fees or extensions of time are believed due for consideration of the same. However, please provide any extensions of time necessary and charge any fees which may be due to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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Response to Final Office Action
 Application Serial No. 10/804,900
 Atty Docket No. MSDI-134/PC361.18
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